UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Richmond Division

TYRONE HENDERSON,)
For himself and on behalf of all)
similarly situated individuals,)
Plaintiff,)
v.	Civil Action No. 3:11cv507-REP
INTERSTATE BRANDS CORPORATION,)
Defendant/Third-Party Plaintiff,)
V.)
VERIFICATIONS INCORPORATED,))
Third-Party Defendant.)

VERIFICATIONS, INC.'S MOTION TO DISMISS CROSS-COMPLAINT

VERIFICATIONS, INC., pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, moves this Court to dismiss Counts Two through Nine of the Cross-Complaint filed herein by Defendant/Third-Party Plaintiff Interstate Brands Corporation for the reasons stated in the accompanying memorandum.

Respectfully submitted,

VERIFICATIONS, INC.

/S/

Charles K. Seyfarth (Va. Bar No. 44530) LeCLAIRRYAN, A Professional Corporation Riverfront Plaza – East Tower 951 E. Byrd Street, Eighth Floor Richmond, Virginia 23219 Telephone: (804) 916-7159

Facsimile: (804) 916-7259

Charles.Seyfarth@leclairryan.com

Megan S. Ben'Ary (Va. Bar No. 47349) Nicole Pszczolkowski (Va. Bar. No. 80826) LeCLAIRRYAN, A Professional Corporation 2318 Mill Road, Suite 1100 Alexandria, VA 22314 Telephone: (703) 684-8007

Facsimile: (703) 647-5983 Megan.Benary@leclairryan.com

Nicole.Pszczolkowski@leclairryan.com

Counsel for Verifications, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of November, 2011, I filed a copy of the forgoing using the Court's CM/ECF system, which sent an electronic copy to:

Dale W. Pittman, Esquire The Law Office of Dale W. Pittman, P.C. 112-A W. Tabb St. Petersburg, Virginia 23803

Leonard A. Bennett, Esquire Consumer Litigation Associates, P.C. 12515 Warwick Blvd., Suite 100 Newport News, Virginia 23606

Christopher C. North, Esquire The Consumer & Employee Rights Law Firm, P.C. 751-A Thimble Shoals Blvd. Newport News, Virginia 23606

Counsel for Plaintiff

Joseph W. Clark, Esquire Edward M. Wenger Jones Day 51 Louisiana Avenue, N.W. Washington, DC 20001

Counsel for Interstate Brands Corporation

/s/

Megan S. Ben'Ary (Va. Bar No. 47349)
LeCLAIRRYAN, A Professional Corporation
2318 Mill Road, Suite 1100
Alexandria, VA 22314
Telephone: (703) 684-8007

Facsimile: (703) 647-5983 Megan.Benary@leclairryan.com

Counsel for Verifications, Inc.